

Amendment No. 38 to HB2318

McCormick
Signature of Sponsor

AMEND Senate Bill No. 2300

House Bill No. 2318*

by adding the following language at the end of the Section 20, as amended, which revised the language in § 68-120-101(b)(1):

(A) Notwithstanding this subdivision (b)(1), the standards established pursuant to subsection (a) with respect to one-family dwellings do not apply in any county or municipality in which the legislative body of the county or municipality, by a two-thirds vote, adopts a resolution to exempt the county or municipality, as appropriate, from the application of such state-wide standards with respect to one-family dwellings within the jurisdictional boundaries of the county or municipality, as appropriate; provided however, any action by the county legislative body concerning the implementation of this subdivision (b)(1)(A) shall be limited to the jurisdictional boundaries outside any municipality located within such county and, provided further however, the chief executive officer of the county or municipality must also approve the resolution. Upon approving the resolution, the presiding officer of the governing body shall notify the state fire marshal of the actions taken hereunder. Any such action by the county or municipality pursuant to this subdivision (b)(1)(A) expires after a period of four (4) years and may be renewed by adopting another resolution under this subdivision.

(B) The governing body of any such county or of a municipality located in any such county which has taken the action pursuant to subdivision(b)(1)(A) is authorized to reverse such action by adopting a resolution to implement the provisions of subsection (a) with respect to one-family dwellings within the

jurisdictional boundaries of the municipality or county, as appropriate; provided that, any action by the county legislative body concerning its actions shall be limited to the jurisdictional boundaries outside any municipality located within such county. The presiding officer of the governing body shall notify the state fire marshal of the approval of the resolution.